THE HON'BLE SRI JUSTICE GODA RAGHURAM

WRIT PETITION No.14133 OF 2006

DATE: 17-07-2006

Between:

L.Ramu Naidu and others

. . .Petitioners

and

The RDO, Visakhapatnam, and others

. . .Respondents

THE HON'BLE SRI JUSTICE GODA RAGHURAM

WRIT PETITION No.14133 OF 2006

O R A L O R D E R:

Aggrieved by the alleged interference by the Revenue Department, the District Collector and the Mandal Revenue Officer, Sabbavaram Mandal, Visakhapatnam District with the lands assigned to them, the petitioners herein and one another filed W.P.No.7411 of 2005.

At the hearing of the said writ petition, it was represented by the learned Government Pleader appearing for the respondents therein that the assignments in favour of the petitioners were cancelled vide the Mandal Revenue Officer proceedings dated 11.03.2005 and that the land in question had been resumed. Noting this fact, which was not disputed by the petitioners therein, the writ petition was disposed of affording liberty to the petitioners therein to assail the cancellation order dated 11.03.2005 of the Mandal Revenue Officer in an appropriate proceedings.

Petitioners state that when they contacted the learned counsel appearing for them, they learnt the fact that this Court on 11.04.2005 had disposed of the writ petition and that in April, 2006, they preferred an appeal against the order of the Mandal Revenue Officer dated

11.03.2005 cancelling the assignments earlier made in their favour.

The grievance in the writ petition is that the appeal has not been disposed of by the first respondent, despite having been preferred in April, 2006.

The expectation of the petitioners as set out in this writ petition is misconceived. Petitioners having preferred an appeal in April, 2006 against an order of cancellation of assignments of the Mandal Revenue Officer dated 11.03.2005, cannot legitimately expect the appeal even if maintainable and within time, to be disposed of within two months. It is not as though the first respondent has this appeal as his singular official business. Petitioners appeal will be considered in due time and in accordance with law. No case is made out for issuance of any mandamus for expeditious hearing of a belated appeal.

The Writ petition is without merits and is accordingly dismissed at the stage of admission.

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(GODA RAGHURAM, J)

17th JULY, 2006.

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